

UNITED STATES DISTRICT COURT

Northern District of California

Oakland Division

JOSE A. JARA,

No. C 11-00419 LB

Plaintiff,

v.

**ORDER REGARDING STATUS OF
CALIFORNIA WESTERN
RECONVEYANCE CORPORATION**

AURORA LOAN SERVICES, LLC, et al.

[Re: ECF No. 72]

Defendant.

On December 14, 2011, the court granted Defendants' motions to dismiss Plaintiff's Third Amended Complaint. Order, ECF No. 68.¹ The court dismissed Plaintiff's claim under the Fair Debt Collection Practices Act against Defendant California Western Reconveyance Corporation ("Cal Western"). *Id.* at 5-9.

Plaintiff filed a Fourth Amended Complaint on January 20, 2012. Fourth AC, ECF No. 72. The Fourth Amended Complaint, while listing Cal Western as a defendant in the caption, did not describe Cal Western as a party or actually contain any claims against Cal Western anywhere else. *See* Fourth AC, ECF No. 72 at 2-3, ¶¶ 2-4 (describing only Aurora Loan Services, LLC ("Aurora") and Mortgage Electronic Registration Systems, Inc. ("MERS") as "defendants"); 5-6, ¶¶ 10-12 (first cause of action brought against Aurora); 6-9, ¶¶ 13-18 (second cause of action brought against Aurora); 9-10, ¶¶ 19-23 (third cause of action brought against Aurora and MERS); 10-11, ¶¶ 24-29

¹ Citations are to the Electronic Case File ("ECF") with pin cites to the electronic page number at the top of the document, not the pages at the bottom.

1 (fourth cause of action brought against Aurora); 11-12, ¶¶ 30-31 (fifth cause of action brought
2 against Aurora).

3 Because the court previously dismissed Plaintiff's claim against Cal Western in the Third
4 Amended Complaint, and because Plaintiff failed to bring any claims against Cal Western in his
5 Fourth Amended Complaint, the Clerk of the Court is instructed to terminate Cal Western as a
6 defendant in this case.

7 **IT IS SO ORDERED.**

8 Dated: March 7, 2012



9 LAUREL BEELER
10 United States Magistrate Judge
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